

LAST EDITION. WHICH JURYMAN?

One in the Webster Case Said to Have Been Tried for Murder.

Goodwin's Brother Called as a Witness Against the Bookmaker.

The Prosecution Rests Its Case and the Defense Opens.

Evelyn Granville's notoriety as "the woman in the case" in the trial of Burton C. Webster for shooting and killing of Broker Charles E. Goodwin, has revived a once brisk demand for her photographs.



EVELYN GRANVILLE IN TIGHTS.

[From a professional photograph of the actress.] AN EVENING WORLD reporter was informed by a dealer in pictures of celebrities, only a few years ago, when Evelyn Granville was captivated the public of the front row at the comedy and comic opera theatres, her picture in all the beauty-revealing splendor of tights and bangles was a favorite one on the dressing bureau of the "chaperons."

The trial of Webster was resumed today before Judge Cowing, in Part III. of the Court of General Sessions, before Evelyn Granville reached the courtroom. She was near by, however, at the office of Lawyers Howe & Hummel, with her two-month-old baby, Burton C. Webster, Jr., and a colored nurse.

It was the fifth day of the trial. Prosecutors McIntyre and Staples had completed the story of the killing of Charles E. Goodwin in his apartment in the Perivall on Aug. 2 last and announced that the case for the prosecution was nearly completed.

There were three stories of the dying statements of the wounded broker, in each of which he named Webster as his slayer. But in one of these accounts Goodwin is reported to have said in the agony of death:

"I meant no harm."

William F. Howe was exceedingly well pleased with this, for he will contend that these words point to the truth of Webster's story that he killed Goodwin in a fight, brought on by Goodwin's insults to Evelyn Granville, Webster's "common law wife," and his attempts to invade her apartments.

Mr. McIntyre says, however, that in answer to such a defense he will destroy the real force by producing a letter written by Goodwin to his wife, in which he claims to be the lawfully wedded wife of Burton C. Webster.

If he already had a wife then his honor could not be concerned in any insult, however gross, offered to Evelyn Granville, for she would be but the mistress of a dishonorable man, says the Assistant District Attorney.

When an Evening World reporter questioned Webster on this point at the opening of court this morning he said:

"It is not true. I never had a wife and the District Attorney cannot frighten me by any proposition to produce such a person. I do not know who he may be referring to as 'Mrs. Lizzy Webster.'"

Mr. McIntyre today received an anonymous letter which ran as follows:

Mr. McIntyre:

Sir: Are you aware that one of the jury in the Webster trial was once tried and acquitted of killing a man with this, for he will contend that these words point to the truth of Webster's story that he killed Goodwin in a fight, brought on by Goodwin's insults to Evelyn Granville, Webster's "common law wife," and his attempts to invade her apartments.

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described, what in your judgment was the cause of death?" asked Mr. McIntyre.

"Goodwin died from internal hemorrhage, resulting from a pistol shot wound," replied Dr. Conway.

On the cross-examination Mr. Howe admitted that the pistol wound was about two inches above the navel, and one inch to the right of the median line.



SHOWING A DOCUMENT TO THE JURY.

"About here," said the big lawyer, placing his finger on his vest just above the inner corner of the pocket that held his diamond-studded chronometer.

Dr. Conway answering in the affirmative, Mr. Howe asked:

"And the bullet went straight in?"

"Yes, sir," replied the witness, and Mr. Howe dismissed him with a satisfied smile.

Arthur H. Goodwin was the next witness. He is from Minneapolis, Minn., and a brother of Charles E. Goodwin.

Arthur Goodwin is a tall, slender, handsome young fellow, with black eyes, wavy dark hair, clean-cut features and smooth face. He testified in a quick, decisive way that he was with his brother on Aug. 2 (the 8 o'clock in the evening when they parted at the Grand Central station, the witness setting out on a journey to the West.

"How old was your brother Charles when he died?" asked the prosecutor.

"At least thirty-four."

"Was he a large, strong man?"

"No, sir; he was about 5 feet, 6½ inches in height and rather slender. He weighed about 130 pounds."

"Where did you live prior and down to Aug. 2?"

"At the Perivall apartment-house, 230 East Forty-second street, my rooms were directly adjoining those of my brother Charles."

Young Goodwin indicated on the diagram of the third floor the location of his apartment in the Perivall.

"Where was your brother employed?"

"With Kutas Frost & Co., 24 White street. He had been in their employ seventeen years."

Mr. McIntyre sought to show by Arthur Goodwin that his brother was sober and cheerful when he parted with him at the railway station less than two hours before the shooting.

Judge Mitchell read from decisions by Judge Cowing and others in which the prosecution insisted that the prosecution must call every witness that no matter if their several stories of the matter sought to be proven disagree, the jury should hear them all and decide between them.

"I insist, in the name of justice," continued Justice Mitchell, "that the District Attorney has not called a solitary witness to this transaction, although there are three living witnesses here, Webster, Mrs. Webster, and Fanny Romaine. Two of them have been excluded from the room. Why does not the prosecution call them to the stand?"

"They have called three witnesses to testify for Goodwin by proxy as to what occurred in this tragedy. They ignore the three witnesses who were present and can testify to the occurrences."

Judge Cowing denied this demand. He said:

"The Court has no official knowledge that these persons were present, and cannot take cognizance of that alleged fact. I will allow you an exception, but I cannot compel the prosecution to try the case in any other than its own way."

At this Judge Mitchell was much excited. Bounding to his feet, he shouted:

"Then bring these witnesses in to the court. Why should they be excluded? Your Honor has said that they shall not be in the room. Bring them in—Mrs. Webster, Fanny Romaine and MacFarland. Is MacFarland in court?"

A husky voice said "Yes," but Judge Cowing reminded the lawyer that he was transgressing his rights and countermarching the order of the Court in calling these witnesses back into court.

Mr. Mitchell subsided, and Mr. McIntyre offered to close his case if he might be permitted to call clerk Branch of Roosevelt Hospital, to the stand when his presence had been procured.

Mr. Howe would not agree, because this witness might be the only necessary one to make the way for the admission of the last dying declaration of Goodwin as taken down by Dr. Taylor.

A recess was then taken.

During the enforced recess Webster chatted pleasantly with all comers. Regarding the allegations that he had had a wife when he had deserted or parted with a few weeks before he assumed the relationship of husband to Evelyn Granville, Webster said:

"Perhaps Mr. McIntyre has been misled by some of the papers. I am not a married man. I believe that story. Any one can see my line of defense, and my lawyers, men of superior minds, would hardly offer such a defense if I had a living wife. It would be suicidal, for a defense that is shown to be false is equal to a confession."

During the recess, too, an officer went after the real-estate witness, Night Clerk Arthur Branch, of Roosevelt Hospital, with a writ of attachment.

Court reconvened at 1:50 o'clock, but Mr. McIntyre announced that after consultation with this witness he had found that Branch's testimony was in the nature of rebuttal, and therefore the prosecution would rest.



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Landmarks were promptly at the scene and began an investigation of the affair. They expressed their opinion that the explosion was due to dynamite that had been placed in the doorway by friends of the anarchists who have been recently arrested. They also believe from the income tax description given by the man-servant of the appearance of the tubes that they were part of the lot of cartridges stolen from the scene quarters.

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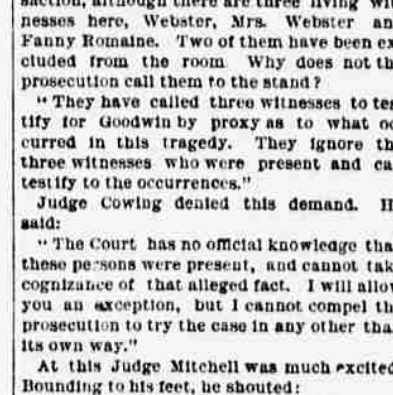
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BOMBS AND A PANIC. MOB LAW IS FEARED.

Explosion in the Princess of Sagan's House in Paris.

Nobody Hurt, but a Whole Neighborhood Wildly Alarmed.

Berlin All Quiet—French Reproaches—General Foreign News.

PARIS, Feb. 29.—(The Associated Press.)—An explosion occurred in the fashionable Boulevard St. Germain, by an explosion that occurred at an early hour this morning at the residence of the Princess of Sagan.

One of the man servants belonging to the Princess's household was sleeping on the balcony when his head struck two tubes that are supposed to have contained dynamite. The tubes were thrown against the side of the entrance and instantly there was a flash and tremendous report.

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"EVENING WORLD" ILLUSTRATED PROVERBS—VIII.



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MCKINLEY BILL SUSTAINED. TYPHUS BREAKS OUT ANEW.